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Application Number 10/611,934

Filing Date 07/03/2003

First Named Inventor Sadao KANBE

Art Unit 1762

Examiner Name B. Talbot

Attorney Docket Number 45360

## ENCLOSURES (Check all that apply)

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## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name Roylance, Abrams, Berdo & Goodman, L.L.P. (Customer No. 001609)

Signature

Printed name Garrett V. Davis

Date 07/14/2006 Reg. No. 32,023

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PATENT

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of	:	
Sadao KANBE et al.	:	Art Unit: 1762
Serial No.: 10/611,934	:	Examiner: B. Talbot
Filed: July 3, 2003	:	
For: MICROCAPSULE COMPOSITION	:	
FOR ELECTROPHORETIC DISPLAYS	:	

**RESPONSE TO RESTRICTION REQUIREMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In the June 20, 2006 Office Action, claims 1-8 are restricted to the Group I claims, including claims 1-3 directed to a microcapsule composition, Group II, including claims 4-6 and 8 directed to a process of forming a microcapsule composition, and Group III, including claim 7 directed to a process for forming an electrophoretic display.

Applicants provisionally elect the Group I claims, including claims 1-3 directed to the microcapsule composition. This election is made with traverse.

The Action suggests that the Groups I and II claims are distinct inventions since the process allegedly can be used to make a materially different product. The Action states that the process can make a different composition whereby the microcapsule content is outside the range of 30-80% by weight with the aid of a drying step. Applicants respectfully disagree. Claim 1 specifically recites that the product is obtained without the drying step and that the resulting microcapsule content is 30-80% by weight. The process of claim 4 also recites the

composition having a microcapsule content of 30-80% by weight without a drying step. Therefore, the process of claim 4 cannot be used to make a materially different product as suggested in the Action. Furthermore, the suggestion in the Action that a materially different product can be obtained with the aid of a drying step is contrary to the specific language of the claims. Claims 1 and 4 specifically recite that the microcapsules are obtained without a drying step.

Claim 7 is directed to a process of forming a sheet for electrophoretic displays. Claim 7 is not directed to a process for forming electrophoretic displays as suggested in the Action. Furthermore, claim 8 is not directed to a process of forming a microcapsule composition, but instead, is directed to a handling method for microcapsules for electrophoretic displays. Claim 8 is not directed to a process of forming a microcapsule composition as suggested in the Action.

In view of the above, Applicants submit that the restriction between the Group I and Group II claims should be withdrawn. Prompt and favorable examination is requested.

Respectfully submitted,



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